



Reprinted
February 11, 2009

SENATE BILL No. 239

DIGEST OF SB 239 (Updated February 10, 2009 3:42 pm - DI 106)

Citations Affected: IC 11-8.

Synopsis: Sex or violent offender registration. Requires sex or violent offenders who are required to report, register, and be photographed annually to report, register, and be photographed during a time determined by the local law enforcement authority.

Effective: July 1, 2009.

Merritt, Head, Wyss

January 7, 2009, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

January 29, 2009, amended, reported favorably — Do Pass.

February 2, 2009, read second time, ordered engrossed. Engrossed.

February 9, 2009, returned to second reading.

February 10, 2009, re-read second time, amended, ordered engrossed.

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SB 239—LS 7376/DI 106+



First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE BILL No. 239

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 11-8-8-14, AS AMENDED BY P.L.216-2007,
2 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2009]: Sec. 14. (a) This subsection does not apply to a sex or
4 violent offender who is a sexually violent predator. In addition to the
5 other requirements of this chapter, a sex or violent offender who is
6 required to register under this chapter **annually** shall: ~~at least one (1)~~
7 ~~time per calendar year~~:
8 (1) report in person to the local law enforcement authority;
9 (2) register; and
10 (3) be photographed by the local law enforcement authority;
11 in each location where the offender is required to register, **during a**
12 **time determined by the local law enforcement authority**.
13 (b) This subsection applies to a sex or violent offender who is a
14 sexually violent predator. In addition to the other requirements of this
15 chapter, a sex or violent offender who is a sexually violent predator
16 under IC 35-38-1-7.5 shall:
17 (1) report in person to the local law enforcement authority;

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1 (2) register; and
2 (3) be photographed by the local law enforcement authority in
3 each location where the sex or violent offender is required to
4 register;
5 every ninety (90) days.
6 (c) Each time a sex or violent offender who claims to be working or
7 attending school registers in person, the sex or violent offender shall
8 provide documentation to the local law enforcement authority
9 providing evidence that the sex or violent offender is still working or
10 attending school at the registered location.

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COMMITTEE REPORT

Madam President: The Senate Committee on Corrections, Criminal, and Civil Matters, to which was referred Senate Bill No. 239, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 11, delete "not earlier" and insert "**in the month of the offender's birthday.**".

Page 1, delete lines 12 through 13.

and when so amended that said bill do pass.

(Reference is to SB 239 as introduced.)

STEELE, Chairperson

Committee Vote: Yeas 9, Nays 0.

 SENATE MOTION

Madam President: I move that Engrossed Senate Bill 239, which is eligible for third reading, be returned to second reading for purposes of amendment.

MERRITT

 SENATE MOTION

Madam President: I move that Engrossed Senate Bill 239 be amended to read as follows:

Page 1, line 11, delete "in the month" and insert "**, during a time determined by the local law enforcement authority.**".

Page 1, line 12, delete "of the offender's birthday."

(Reference is to ESB 239 as printed January 30, 2009.)

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